

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
Roanoke Division

ROBERT J. COLLIER,	)	
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
LAND & SEA RESTAURANT COMPANY,	)	Case No.: 7:13-cv-104
LLC d/b/a FRANKIE ROWLAND'S	)	
STEAKHOUSE	)	
	)	
Defendant/Third Party Plaintiff,	)	
	)	
v.	)	
	)	
PERFORMANCE FOOD GROUP, INC.	)	
d/b/a PERFORMANCE FOOD SERVICE –	)	
VIRGINIA,	)	
	)	
Third Party Defendant/Fourth Party Plaintiff,	)	
	)	
v.	)	
	)	
SAM RUST SEAFOOD, INC.	)	
	)	
Fourth Party Defendant/Fifth Party Plaintiff,	)	
	)	
v.	)	
	)	
CAPE COD SHELLFISH & SEAFOOD COMPANY,	)	
	)	
Fifth Party Defendant/Sixth Party Plaintiff,	)	
	)	
v.	)	
	)	
NORM BLOOM AND SON, LLC,	)	
	)	
Sixth-Party Defendant.	)	
	)	

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**NOTICE OF APPEAL OF SAM RUST SEAFOOD, INC.**

Fourth Party Defendant/Fifth Party Plaintiff Sam Rust Seafood, Inc. appeals to the United States Court of Appeals for the Fourth Circuit from the District Court's Order denying Sam Rust Seafood, Inc.'s Motion for Summary Judgment as to the Second Amended Third-Party

Complaint of Land & Sea Restaurant Company, LLC, ECF No. 101, entered in this action on the 21<sup>st</sup> day of July, 2014.

SAM RUST SEAFOOD, INC.

By: /s/ C. Jay Robbins, IV  
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**CERTIFICATE OF SERVICE**

I hereby certify that on August 19, 2014, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following counsel of record:

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I further certify that on August 19, 2014, courtesy copies of the foregoing were sent via first-class mail, postage prepaid to the following:

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